



Food and Drug Administration  
9200 Corporate Boulevard  
Rockville MD 20850

FEB 3 1998

Ms. Lori Zuravleff  
QA/RA Manager  
Instrumentation Industries, Inc.  
2990 Industrial Boulevard  
Bethel Park, PA 15102

Re: K973066  
BE 117 Non-rebreathing 'T'  
Regulatory Class: II (two)  
Product Code: CBP  
Dated: August 15, 1997  
Received: August 18, 1997

Dear Ms. Zuravleff:

We have reviewed your Section 510(k) notification of intent to market the device referenced above and we have determined the device is substantially equivalent (for the indications for use stated in the enclosure) to devices marketed in interstate commerce prior to May 28, 1976, the enactment date of the Medical Device Amendments, or to devices that have been reclassified in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (Act). You may, therefore, market the device, subject to the general controls provisions of the Act. The general controls provisions of the Act include requirements for annual registration, listing of devices, good manufacturing practice, labeling, and prohibitions against misbranding and adulteration.

If your device is classified (see above) into either class II (Special Controls) or class III (Premarket Approval), it may be subject to such additional controls. Existing major regulations affecting your device can be found in the Code of Federal Regulations, Title 21, Parts 800 to 895. A substantially equivalent determination assumes compliance with the Current Good Manufacturing Practice requirements, as set forth in the Quality System Regulation (QS) for Medical Devices: General regulation (21 CFR Part 820) and that, through periodic QS inspections, the Food and Drug Administration (FDA) will verify such assumptions. Failure to comply with the GMP regulation may result in regulatory action. In addition, FDA may publish further announcements concerning your device in the Federal Register. Please note: this response to your premarket notification submission does not affect any obligation you might have under sections 531 through 542 of the Act for devices under the Electronic Product Radiation Control provisions, or other Federal laws or regulations.

This letter will allow you to begin marketing your device as described in your 510(k) premarket notification. The FDA finding of substantial equivalence of your device to a legally marketed predicate device results in a classification for your device and thus, permits your device to proceed to the market.

If you desire specific advice for your device on our labeling regulation (21 CFR Part 801 and additionally 809.10 for in vitro diagnostic devices), please contact the Office of Compliance at (301) 594-4648. Additionally, for questions on the promotion and advertising of your device, please contact the Office of Compliance at (301) 594-4639. Also, please note the regulation entitled, "Misbranding by reference to premarket notification" (21 CFR 807.97). Other general information on your responsibilities under the Act may be obtained from the Division of Small Manufacturers Assistance at its toll-free number (800) 638-2041 or (301) 443-6597 or at its internet address "<http://www.fda.gov/cdrh/dsmamain.html>".

Sincerely yours,

A handwritten signature in black ink, reading "Thomas J. Callahan". The signature is fluid and cursive, with the first name "Thomas" being the most prominent part.

Thomas J. Callahan, Ph.D.  
Director  
Division of Cardiovascular, Respiratory,  
and Neurological Devices  
Office of Device Evaluation  
Center for Devices and  
Radiological Health

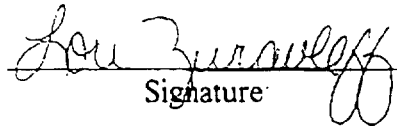
Enclosure

## INDICATION FOR USE STATEMENT

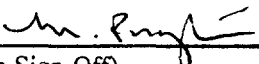
**Device:** BE 117 Non-Rebreathing 'T'

**Summary:** This is a 'T' containing a single check valve in each of two side ports causing inhaled gas to be delivered through proximal port and exhaled gas to be released through distal port.

The reusable BE 117 Non-Rebreathing 'T' is designed for use with a spontaneously breathing patient where "back flow" must be avoided. The 'T's are designed to prevent the flow of gas back toward the source and ensure unilateral breathing. The BE 117 'T' is intended to be used with a spirometer.

  
Signature

Lori Zuravleff  
Typed Name

  
(Division Sign-Off)  
Division of Cardiovascular, Respiratory,  
and Neurological Devices  
510(k) Number K973066

January 27, 1998  
Date

K973066  
Premarket notification (510(k)) number

✓ Prescription Use